

**PATENT** 

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

n re Application of:

John C. Harvey and James W. Cuddihy:

Group Art Unit: 2699

2611

Serial No.:

08/477,711

Examiner: FAILE, A.

Filed:

June 7, 1995

Atty. Docket: 05634.0312

For: SIGNAL PROCESSING APPARATUS AND METHODS

TRANSMITTAL LETTER

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**Assistant Commissioner of Patents** Washington, D.C. 20231

[X]Information Disclosure Statement;

PTO FORM 1449: [X]

A fee of \$180.00 is required, and is calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid for	Present Extra	Rate	Additional Fee
Total	. *	Minus	**	=0	x \$ 18.00	\$0.00
Indep.	*	Minus	***	=0	x \$ 78.00	\$0.00
First Presenta	ation of Mult. Dep. Claim				x \$ 260.00	\$0.00
Fee under 3	7 C.F.R. § 1.17(p).					\$0.00
	3 (P)		····			
Total Fee En	closed					\$0.00

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

in the amount of \$180.00 is enclosed. **HUNTON & WILLIAMS** check no. 

The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment [X]to Deposit Account No. 50-0206.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims. [x]

Any patent application processing fees under 37 CFR 1.17. [x]

Date: March 19, 2002 **HUNTON & WILLIAMS** 

1900 K Street, N.W.

12<sup>th</sup> Floor

Washington, D.C. 20006

Respectfully submitted,

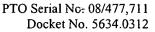
Thomas J. Scott, Jr. Reg. No. 27,836 Donald J. Lecher

Reg. No. 41,933

Attorneys for Applicants Tel: (202) 955-1938

If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space. "The Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.



4-24-02

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

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James W. Cuddihy

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SIGNAL PROCESSING APPARATUS AND METHODS

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**NON-FEE AMENDMENT** 

Commissioner for Patents Washington, D.C. 20231

# SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicants respectfully request consideration of the references listed on the attached Form PTO-1449.

Applicants respectfully request that the Examiner consider the references cited on the PTO-1449 and that the Examiner indicate that the references have been considered in this application by returning a copy of the Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. § 609.

#### I. **Description of the References**

The references identified in this Supplemental Information Disclosure Statement ("Supplemental IDS") can be grouped into two categories. First, applicants have identified in this Supplemental IDS references made of record in applicants' related applications that have not previously been made of record in the instant case.

Second, this Supplemental IDS identifies two new references that have not previously been identified in this application or any other related applications to date.

These two new references are Japanese references that came to applicants' attention during the prosecution of applicants' applications pending in Japan. These new references are: JP 59-224988 and JP 61-174889.

### II. Description of Corrections

In the course of preparing this Supplemental IDS applicants identified a number of miscellaneous inadvertent clerical errors contained in previously filed information disclosure statements. Applicants have corrected any such inadvertent errors with respect to references that are identified in this Supplemental IDS. With respect to inadvertent errors that occurred in information disclosure statements previously filed in this application applicants' identify and correct such inadvertent errors as follows:

- In the May 11, 2001 Information Disclosure Statement, the foreign patent reference previously identified as JP 59-50134 is correctly identified as JP 59-501340. Also in the May 11, 2001 Information Disclosure Statement, the foreign patent reference FR 79-03351 identifies the French application number. The correct identification of this reference is publication number FR 2,417,226.
- With respect to foreign patent references in various information disclosure statements, information regarding the publication dates of these references may not have been supplied or may have been incorrectly identified.
   Additionally, applicants made inadvertent errors with respect to the provision of translations for certain foreign language references. A

corrected complete list of all foreign references made of record in applicants' related pending applications is identified in Appendix A.

In the concise explanation previously provided for foreign reference DE
 2,338,330, this reference was misidentified. The correct patent number for
 this German reference is DE 2,338,380.

# III. Concise Explanations of Foreign Language References

Applicants unintentionally may not have provided concise explanations for certain previously identified foreign language references. Concise explanations for these references are provided in Appendix B. Additionally, in Appendix B applicants provide concise explanations for the two new Japanese references cited for the first time in this Supplemental IDS.

Applicants' submission of Appendix B meets the requirements regarding a concise explanation of foreign references as set forth in 37 CFR 1.98 and M.P.E.P. § 609.

#### IV. Conclusion

Pursuant to an agreement reached between the Examiner and applicants (see first Office Action issued in this application), applicants are not submitting copies of the references cited in this Supplemental IDS where applicants have previously provided copies of all of the references cited herein in related applications. Applicants are presently providing newly acquired translations of three Japanese patent applications, 58-99817, 56-84340 and 58-29020 in applicants' application number 08/113,329, pursuant to the same agreement mentioned above.

This Information Disclosure Statement is being filed within three months of the U.S. filing date OR before the mailing date of a first Office Action on the merits. No statement under 37 C.F.R. § 1.97(e) or fee is required. 37 C.F.R. § 1.97(b).

# Any deficiency in or overpayment of this fee should be charged or credited to

Deposit Account No. 50-0206.

Date: March 19, 2002 **HUNTON & WILLIAMS** 

1900 K Street, N.W. Washington, DC 20006 Respectfully submitted,

Thomas J. Scott, Jr. Reg. No. 27,836

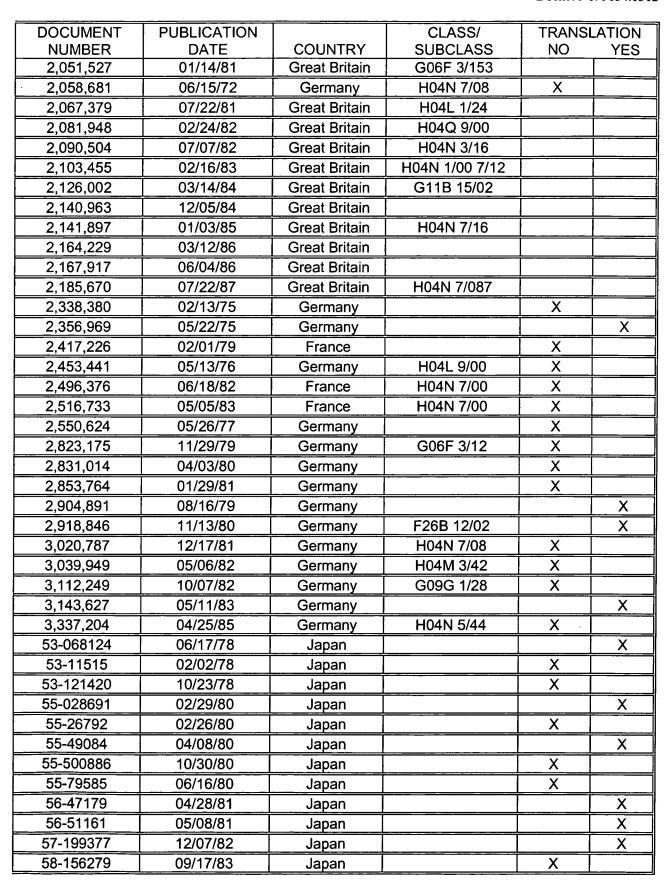
Tel.: (202) 955-1685 Fax: (202) 778-2201

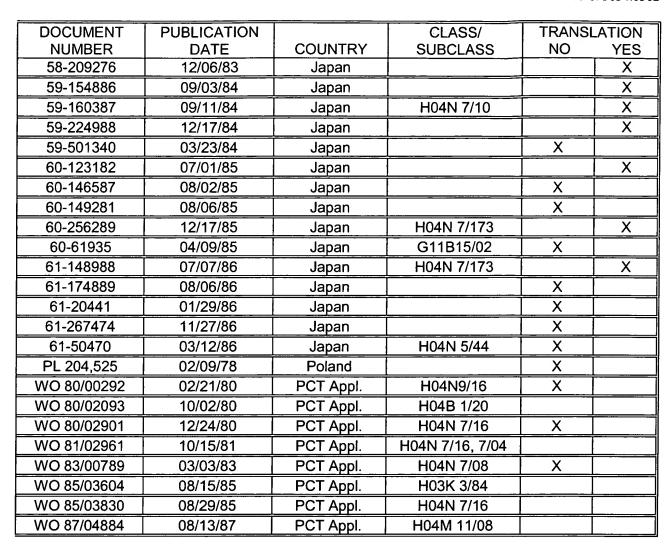


# APPENDIX A

# FOREIGN PATENT DOCUMENTS

DOCUMENT	PUBLICATION		CLASS/	TRANS	LATION
NUMBER	DATE	COUNTRY	SUBCLASS	NO	YES
20,242	12/10/80	EPO	G09G 1/16	X	
46,108	02/17/82	EPO	H04N 5/76	X	
49,184	04/07/82	EPO	G09B 7/08	X	
53,984**		Japan		X	
55,167	06/30/82	EPO	G09G 1/16	X	
55,674	07/07/82	EPO	07/07/82		
56,649	07/28/82	EPO	H04N 5/44		
481,565	04/29/76	Australia			
77,712	04/27/83	EPO	H04N 7/00	Х	
78,185	05/04/83	EPO	H04N 7/00	Х	
103,438	03/21/84	EPO	H04N 7/10		
128,481	12/19/84	EPO	H04N 7/00		
132,007	01/23/85	EPO	H04N 7/16		
133,985	03/13/85	EPO	H 04 N 7/087		
152,251	08/21/85	EPO	H04H ½		
187,417	07/16/86	EPO	H04 N 7/087		
206,821	12/30/86	EPO	H04N 7/00		
217,308	04/08/87	EPO	H04M 11/00		
857,862	1⁄4/61	Great Britain	40 (1)		
959,274	05/27/64	Great Britain			1
1,066,931	04/26/67	Great Britain	G 07c		
1,189,612	06/25/85	Canada	Ho4n 7/08		
1,204,190	09/03/70	Great Britain			
1,213,357	11/25/70	Great Britain			
1,216,977	01/20/87	Canada	HO4M 11/00		
1,370,535	10/16/74	Great Britain	GO9G1/16		
1,396,981	06/11/75	Great Britain	H04H 1/00		
1,515,309	06/21/78	Great Britain	G06 K 15/20		
1,523,307	08/31/78	Great Britain	H03K 5/08		
1,543,502	04/04/79	Great Britain	G08B9/00		
1,554,411	10/17/79	Great Britain	H04b 3/54		
1,556,366	11/21/79	Great Britain			
1,582,563	01/14/81	Great Britain	G08B9/00		
1,584,111	02/04/81	Great Britain	G08B9/00		
2,016,874	02/01/79	Great Britain			
2,033,699	05/21/80	Great Britain	H04L 1/10, 1/40		
2,034,995	06/11/80	Great Britain	H03J 7/18, 5/00		





<sup>\*\*</sup> Japanese reference 53,984 to Jinno was cited by the Examiner in Application No. 08/470,447. The Examiner did not supply a publication date and applicants have been unable to determine a publication date for this reference.

### APPENDIX B

### **Concise Explanations for Foreign References**

JP 61-174889

August 6, 1986

Japan

Foreign language patent JP 61-174889 came to applicants' attention during the prosecution of applicants' applications pending in Japan.

FR 2,417,226

February 1, 1979

France

PL 204,525

**February 9, 1978** 

**Poland** 

The French reference 2,417,226 and Polish reference PL 204,525 are both applications filed by Zaboklicki. The PTO has cited the German application filed by Zaboklicki which claims priority to the Polish Zaboklicki application. Translations of the German Zaboklicki application have been provided to the Examiner.

DE 2,831,014

**April 3, 1980** 

Germany

The German reference DE 2,831,014 was applied by the Examiner in the September 4, 2001 Office Action in Application No. 08/487,526.

JP 55-26792

February 26, 1980

Japan

The Japanese reference JP 55-26792 was applied by the Examiner in the August 27, 2001 Office Action in Application No. 08/470,571.

WO 80/02901

**December 24, 1980** 

France

The WO 80/02901 reference discloses a television system with a double key encryption service for subscription television.

DE 3,337,204

**April 3, 1980** 

Germany

German reference DE 3,337,204 discloses a viewer interactive program schedule.

The following Japanese references were identified on applicants' on May 11, 2001 IDS, but explanations were unintentionally not provided. All of these applications came to applicants' attention during the prosecution of applicants' applications pending in Japan.

JP 53-11515	February 2, 1978	Japan
JP 53-121420	October 23, 1978	Japan
JP 55-500886	October 30, 1980	Japan
JP 59-501340	March 23, 1984	Japan
JP 60-146587	September 2, 1985	Japan
JP 61-20441	<b>January 29, 1986</b>	Japan
JP 61-267474	<b>November 27, 1986</b>	Japan

The following references were cited on PTO form 892 by the Examiners in applicants related pending applications.

JP 58-156279	September 17, 1983	Japan
JP 55-79585	June 16, 1980	Japan



### **CITATION FORM**

Attorney Docket No. Serial No. 08/477,711 05634.0312

Applicant(s)

John C. Harvey and James W. Cuddihy

Filing Date June 7, 1995 Group Art Unit 2699

### UNITED STATES PATENT DOCUMENTS

		UNITED STATES P	ATENT DOCUMENTS		
EXAMINES!	PATENT	PATENT		CLASS/	FILING
NT CORNE	NUMBER	DATE	NAME	SUBCLASS	DATE*
	1,992,271	02/26/35	Williams		09/17/31
	2,046,381	07/07/36	Hicks et al.	12/10/30	
	2,192,217	03/05/40	Bellamy, et al.	07/15/29	02/19/20
	2,217,881	10/15/40	Allen		02/18/39
	2,236,077	03/25/41	Smith		00/20/00
	2,264,563	12/02/41	Bumstead		01/02/320 5
	2,570,209	10/09/51	Cotsworth, III	05/01/48	
	2,855,993	10/14/58	Rahmel	358/84	03/19/54
	2,995,624	08/08/61	Watters		03/11/59
	3,011,153	11/28/61	Haselton et al.	05/23/56	2 2
	3,029,308	04/10/62	Adler et al.	09/22/58	05/40/60
	3,082,402	03/19/63	Scantlin		05/10/60
	3,366,731	01/30/68	Wallerstein	08/11/67	
	3,612,752	10/12/71	Banning, Jr.	178/5.1	06/22/66
	3,764,983	10/09/73	Stok	340/150	05/03/72
	3,778,058	12/11/73	Rausch	463/3	06/17/71
	3,778,721	12/11/73	Moran	325/396	09/08/72
	4,035,838	07/12/77	Bassani et al.	358/86	03/16/76
	4,059,729	11/22/77	Eddy et al.	179/15 BF	06/09/76
	4,061,879	12/06/77	Wintzer	179/15 BA	09/29/75
	4,162,483	07/24/79	Entenman	340/147 R	04/01/77
	4,199,791	04/22/80	Corey	360/69	04/17/78
	4,225,918	09/30/80	Beadle et al.	364/200	03/09/77
	4,319,353	03/09/82	Alvarez, III et al.	370/104	02/29/80
	4,365,249	12/21/82	Tabata	340/825.3	09/29/80
	4,383,273	05/10/83	Lunn	348/725	12/29/80
	4,386,416	05/31/83	Giltner et al.	364/900	06/02/80
	4,426,698	01/17/84	Pargee, Jr.	371/37	08/24/81
	4,495,623	01/22/85	George et al.	371/38	09/02/82
	4,532,540	07/30/85	Wine	358/12	03/28/83
	4,644,396	02/17/87	Iwasaki	380/6	05/24/85
	4,825,050	04/25/89	Griffith et al.	235/379	09/13/83
	Re. 33,808	01/28/92	Wright, Jr.	358/86	08/28/85
IL	1		1		

### \* If Pertinent

### FOREIGN PATENT DOCUMENTS

EXAMINER	DOCUMENT	PUBLICATION		CLASS/	TRANS	LATION
INITIAL	NUMBER	DATE	COUNTRY	SUBCLASS	NO	YES
	1,204,190	09/03/70	Great Britain			
	1,213,357	11/25/70	Great Britain			

EXAMINER	DOCUMENT	PUBLICATION		CLASS/	TRANS	LATION
INITIAL	NUMBER	DATE	COUNTRY	SUBCLASS	NO	YES
	2,164,229	03/12/86	Great Britain			
	2,167,917	06/04/86	Great Britain			
	2,356,969	05/22/75	Germany			Х
	2,831,014	04/03/80	Germany		X	
	53-068124	06/17/78	Japan		X _	
	55-26792	02/26/80	Japan		X	
	55-49084	04/08/80	Japan			X
	55-79585	06/16/80	Japan		X	
	58-156279	09/17/83	Japan		Х	
	58-209276	12/06/83	Japan ,	D_		X
	59-224988	12/17/84	Japan "	でたりと		X
	60-123182	07/01/85	Japan	- C/1/2		X
	61-174889	08/06/86	Japan,	MAR	<b>D</b> X	
		OTHER DOC	UMENTS	MAR 2 1 2002 Nology Center 260		
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Initial	Date, Author, Title, Pertinent Pages, Etc.				
	"Advanced Minicomputer-based Systems for Banking and Financial Institutions," Money Management				
	Systems, Incorporated, brochure, 1980, 9 pages.				
	"Advanced Transmission Techniques," SMPTE Journal, Report on the 121st Technical Conference, January 1980, Vol. 89, pp. 31-32.				
	"American National Standard" "dimensions of video, audio and tracking control records on 2-in video				
	magnetic tape quadruplex recorded at 15 and 7.5 in/s," SMPTE Journal, October 1981, pp. 988-989.				
	"American National Standard" "time and control code for video and audio tape for 525-line/60-field television systems," SMPTE Journal, August 1981, pp. 716-717.				
	"Anderson: Progress Committee Report for 1979 - Television," SMPTE Journal, May 1980, Vol. 89, pp. 324-328.				
	"Application of Direct Broadcast Satellite Corporation for a Direct Broadcast Satellite System," Before the Federal Communications Commission, Washington, D.C., Gen. Docket No. 80-603, July 16, 1981.				
	"Cable TV Advertising," Paul Kogan Associates, Inc., No. 22, Feb. 18, 1981, 6 pages.				
	"CAMP," Arbitron Cable, The Arbitron Company, product brochure, May 1980, 8 pages.				
	"Contraband code," Closed Circuit, Broadcasting, Sep. 28, 1970, 1 page.				
	"Did the ad run?", Media Decisions, July 1969, pp. 44 et seq.				
	"Digisonics pushes its coding method," Broadcasting, Dec. 7, 1970, p. 37.				
	"DIGISONICS TV Monitor System Finds Defenders," Advertising Age, Dec. 8, 1969, 1 page.				
	"Digisonics violated standards, says BAR," Broadcasting, Oct. 5, 1970, pp. 21-23.				
	"Digisonics' Aim Is Info Bank, Not Just Proof of Performance," Advertising Age, Nov. 9, 1970, 4 pages.				
	"Digisonics' dilemma," Media Decisions, June 1971, 6 pages.				
	"Everything you've always wanted to know about TV RATINGS," A.C. Nielsen Company, brochure, 1978.				
	"How to increase training productivity through VIDEODISC and MICROCOMPUTER systems," seminar brochure, 1981.				
	"IDC begins monitoring," At Deadline, Broadcasting, Sep. 14, 1970, p. 9.				
.,	"IDC encoding system still alive at FCC," Broadcasting, Sep. 27, 1971, p. 31.				
	"In this corner, DIGISONICS!", Media Decisions, June 1968, 5 pages.				
	"Index to SMPTE-Sponsored American National Standards, Society Recommended Practices, and Engineering Committee Recommendations," 1980 Index to SMPTE Journal, SMPTE Journal, pp. I-15 to I-20.				

Examiner	Date Author Title Portinget Pages Etc.					
Initial	Date, Author, Title, Pertinent Pages, Etc.					
	"Index to Subjects - January-December 1976 • Volume 85," 1976 Index to SMPTE Journal, SMPTE Journal, Vol. 85, pp. I-5 to I-13, I-15.					
	"Index to Subjects - January-December 1977 • Volume 86," 1977 Index to SMPTE Journal, SMPTE Journal, Vol. 86, pp. I-5 to I-14.					
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	"Management With The Nielsen Retail Index System," A.C. Nielsen Company, 1980.					
	"Measuring The Cable Audience," Ogilvy & Mather, Advertising, 1980, pp. H1-H8.					
	"No Digisonics friends show in comments," Broadcasting, May 24, 1971, p. 62.					
	"Preliminary List of Papers," SMPTE Journal, September 1980, Vol. 89, p. 677.					
	"Proposed SMPTE Recommended Practice" "Vertical Interval Time and Control Code for Video Tape for					
	525-Line/60-Field Television Systems," SMPTE Journal, September 1981, pp. 800-801.					
	"SMPTE Journal Five-Year Index 1971-1975," SMPTE Journal.					
	"SMPTE Journal Five-Year Index 1976-1980," SMPTE Journal.					
	"Talent pay code put off," At Deadline, Broadcasting, Nov. 9, 1970, p. 9.					
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,	"The TCR-119 Reader," Gray Engineering Laboratories, SMPTE Journal, May 1980, Vol. 89, p. 438,					
	(advertisement).					
	"Vidbits," Advertising Age, Sep. 21, 1981, p. 70.					
	"Video Tape Recording Glossary," SMPTE Journal, October 1980, Vol. 89, p. 733.					
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	9 Digital Television Developments, Independent Broadcasting Authority (Iba) Technical Review, Pp. 19-31.					
	A System Of Data Transmission In The Field Blanking Period Of The Television Signal, Iba Technical Review, Digital Television, Pp. 37-44.					
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	Industry: A Personal View," Viewdata & Videotext, 1980-81: A Worldwide Report, 1980, pp. 379-397.					
	Addressable Cable Television Control System with Vertical Interval Data Transmission, Campbell et al.					
	abandoned app. No. 348,937, pp. 1-28, abstract, claims 1-42, Figs. 1-13 (March 1980)					
	Addressable control - A big first step toward the marriage of computer, cable, & consumer, Larry C. Brown, (Pioneer Communications of America), Cable					
	Ancillary Signals for Television, U.S. Dept. of Commerce, Sep. 1975.					
	Anderson, The Vertical Interval: A General-Purpose Transmission Path, September 1, 1971					
	Appx. B of Petition to FCC, p. 72, filed July 29, 1980.					
	Barlow, Automatic Switching in the CBC - An Update, September 1, 1976					
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	June 19, 1981.  DeGoulet, et al., "Automatic Program Recording System" Radio diff. Et TV 11/75					
	Diederich, Electronic Image and Tone Return Equipment With Switching System and Remote Control					
	Receiver for Television Decoder, May 22, 1975					
	Enhanced graphics for Teletext, R.H. Vivian, August 1981, IEEE pp. 541-550					
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	Federal Register/Vol.64, No. 146/Friday, 7/30/99					
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	Petition for Rulemaking filed with the FCC by CBS Inc. on 7/29/1980, Page 72 of Appendix B				
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	The Specification of the Parent Application of Campbell et al., filed 3/1980 (WO 81/02961 PCT)				
	Viewdata, First World Conference on Viewdata, Videotext and Teletext, 26 March 1980, pp. 431-445				
	VSA's Teletext Products, Videographic Systems of America.				
	Zettl, Television Production Handbook, January 1, 1969				

EXAMINER	DATE CONSIDERED
EXAMINER:Initial if citation considered, whether or not citation is in confo in conformance and not considered. Include copy of this form with next cor	

